GOVERNMENT OF MYSORE

LABOUR AND MUNICIPAL ADMINISTRATION DEPARTMENT (LABOUR).

Labour Disputes.—Industrial Dispute between the Workmen and the Management of M/s. Sandalkad Estate, Boikere P. O., Coorg District—Award of the Labour Court, Bangalore—published.

Read the following papers

1. Letter No. 1369-/66-67, dated 27th January 1967, from Shri P. T. Kadkol, Presiding Officer, Labour Court, Bangalore.

BEFORE THE PRESIDING OFFICER, LABOUR COURT, BANGALORE.

Dated this 27th day of January 1967.

Present.

Sri. P. T. Kadkol, B.S.C., LL.B., ... Presiding Officer.

Reference No. 44 of 1965.

Between

Workmen represented by the Secretary, Coorg District Estate Workers Union, Mercara. *I Party.*

and

The Management of M/s. Sandalkad Estate, Boikere Post, Coorg District. *II Party.*

Reference

Government Order No. PLM 343 LLD 65, dated 6th August 1965.

AWARD.

The Government of Mysore being of opinion that an Industrial Dispute exists between the Workmen and the Management of of M/s Sandalkad Estate, Boikere P. O., Coorg District, have referred it to this court for adjudication under Section 10 (1) (c) of the Industrial Disputes Act, 1947, by their Order No. PLM 343 LLD 65, dated 6th August 1965, setting out the following points of dispute for adjudication :—

"Is the worker Shri Soma entitled to get gratuity amount due to his father late Panji Maistry from the Management of Sandalkad Estate, Boikere in accordance with memorandum of settlement dated 2nd December 1964 arrived between the employers and employees of plantation Industry in Mysore State in respect of gratuity? If so, what is quantum of gratuity amount payable to Sri Soma?"

2. The cause of the aggrieved workman has been sponsored by the Coorg District Estate Workers' Union, Mercara which is a registered trade union. This Union as representing the workmen is the first party and the Management of M/s. Sandalkad Estate is the second party in this proceeding. The Union is represented by Mr. B. N. Kuttappa and the management by Sri. B R. Puttanaanjappa.

3. In response to the notice issued by this Court, the first party filed in its statement of claims dated 24th August 1965 and the management filed its counterstatement dated 12th October 1965. The first party has also filed its reply to the counter statement of the second party dated 24th June 1966. On the basis of these pleadings three issues have been framed and set down for hearing by me on 24th June 1966 (*Vide* Order Sheet) in addition to the points of dispute referred for adjudication.

4. On 28th November 1966, when the case was called on for hearing at Mercara Camp none appeared for the II Party though served with a registered notice. Mr. Kuttappa who appeared for the first party examined three witnesses and producee three documents. Thereafter the case was posted for argumentsd

5. On 17th December 1966, when the case was called on for hearing the representatives of both parties appeared and filed a joint memorandum of settlement, marked Ex. A, and prayed that an Award may be passed in terms thereof. Under this settlement the II Party has agreed to pay a sum of Rs. 900 to the aggrieved workman in full and final settlement of the claim made on his behalf. I am of opinion that this settlement is fair and reasonable. I accept it. In the result I proceed to pass an Award as under :—

AWARD.

Reference is accepted. An award is made between the parties in terms of the memorandum of settlement marked Ex. A which should be annexed to this award and be deemed as forming part thereof. No costs.

P. T. KADKOL,
Presiding Officer,
Labour Court, Bangalore

"COPY"

P. T. Kadkol,
Presiding Officer,
Labour Court, Bangalore.

BEFORE THE HON'BLE LABOUR COURT, BANGALORE.

Ref. No. 44 of 1966.

Workmen of Sandalkad Estate, represented by the Secretary, Coorg District Estate Workers Union. Mercara. ...*I Party.*

Vs.

Management of Sandalkad Estate, Boiker Post, Coorg District. ... *II Party.*

The parties abovenamed beg to file the following settlement in full and final satisfaction of the claim of the I Party and pray that an Award may be passed in terms thereof :—

1. It is agreed that in full satisfaction of the claim of Sri Soma, son of the late Sri. Panji Maistry, for service gratuity in respect of the service rendered to the II Party by the late Sri. Panji Maistry till his death on 12th February 1965, the II Party should pay Sri. Soma the lumpsum amount of Rs. 900 (Rupees Nine hundred only).

2. It is agreed that the II Party should pay the amount to Sri Soma on or before 31st January 1967.

3. It is agreed that each party should bear its own costs.

Dated at Bangalore this 17th day of December 1966.

Agreed to abide
For the *I Party.*

Sd. B. N. Kuttappa.
Secretary,
Coorg District Estate Workers Union,
Mercara.

Agreed to abide
For the *II Party.*

Sd. B. R. Puttananjappa
Representative.
17-12-66.

Filed, Recorded and Marked Ex-A,
Intd. P.T.K.
17-12-66.

"COPY"

P. T. KADKOL,
Presiding Officer.
Labour Court, Bangalore.

ORDER

Bangalore, dated 8th February 1967.

S. O. 416—WHEREAS by State Government Order No. PLM 343 ILD 65, dated 6th August 1965, the Industrial Dispute between the Workmen and the Management of M/s. Kandalad Estate, Boi kere P. O., Coorg District was referred to the Labour Court, Bangalore for adjudication.

AND WHEREAS the Labour Court has submitted to the State Government its award in respect of the said Industrial Dispute;

NOW, THEREFORE, in exercise of the powers conferred by Section 17 of the Industrial Disputes Act, 1947 (Central Act XIV of 1947), the Government of Mysore are pleased to direct the publication of the said award as above, in the *Mysore Gazette*.

[No. LMA 343 LLD 65.]

By Order and in the name of the Governor of Mysore,

3001 G. G. PUROHIT, *Under Secy.*